

REMARKS

Applicants respectfully request that the application be reconsidered in view of the above amendments and the following remarks. In the Office Action, dated May 18, 2005, the Examiner rejected claims 8-11 and 13 under 35 U.S.C. §102(e) as allegedly being anticipated by U. S. Patent No. 6,694,149 (hereinafter "ADY"). The Examiner further rejected claims 14-42 under 35 U.S.C. §103 as allegedly being unpatentable over ADY. Applicants note with appreciation the Examiner's indication of allowable subject matter in claim 12, and the allowance of claims 1-3, 6, 7, 25, 26 and 28-35.

By way of this amendment, Applicants have amended claim 8 to incorporate the subject matter of claim 12, which the Examiner has indicated as being allowable. Applicants have further canceled claims 12-24 without prejudice or disclaimer. Reconsideration of the outstanding rejection of claims 8-11 and 13-24 is respectfully requested in view of the amendments above and the following remarks.

In paragraph 4, the Office Action rejects claims 8-11 and 13 under 35 U.S.C. §102(e) as allegedly being anticipated by ADY. Independent claim 8 has been amended to incorporate the subject matter of claim 12, which the Examiner has indicated as being allowable. Claims 9-11, which depend from claim 8, should now also be in condition for allowance. In view of the amendment to claim 8, withdrawal of the rejection of claims 8-11 is respectfully requested. Claim 13 has been canceled and, therefore, the rejection of this claim is moot.

In paragraph 6, the Office Action rejects claims 14-24 under 35 U.S.C. §103(a) as allegedly being unpatentable over ADY. For the sake of expediting prosecution, Applicants have canceled claims 14-24. The rejection of these claims is, therefore, moot.

In view of the above amendment, Applicants believe the pending application is in condition for allowance.

Applicants believe no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 18-1945, under Order No. BBNT-P01-151 from which the undersigned is authorized to draw.

Dated: July 29, 2005

Respectfully submitted,

By 

Edward A. Gordon

Registration No.: 54,130

ROPES & GRAY LLP

One International Place

Boston, Massachusetts 02110-2624

(617) 951-7000

(617) 951-7050 (Fax)

Attorneys/Agents For Applicant